



Docket No. 1232-4709

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant(s): Noritaka Mochizuki

Group Art 2873

Serial No.: 09/841,282

Examiner: Timothy J. Thompson

Filed: April 24, 2001

For: OPTICAL MODULATION ELEMENT AND PROJECTION APPARATUS

**EXPRESS MAIL CERTIFICATE**

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P.O. Box 1450  
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Date of Deposit: May 27, 2004

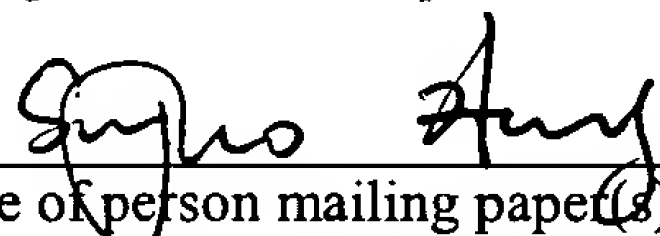
I hereby certify that the following attached paper(s) and/or fee

1. Two checks for \$ 770.00 and \$130.00;
2. RCE Transmittal;
3. Amendment Fee Transmittal;
4. Preliminary Amendment; and
5. Return Receipt Postcard

is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. §1.10 on the date indicated above and is addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

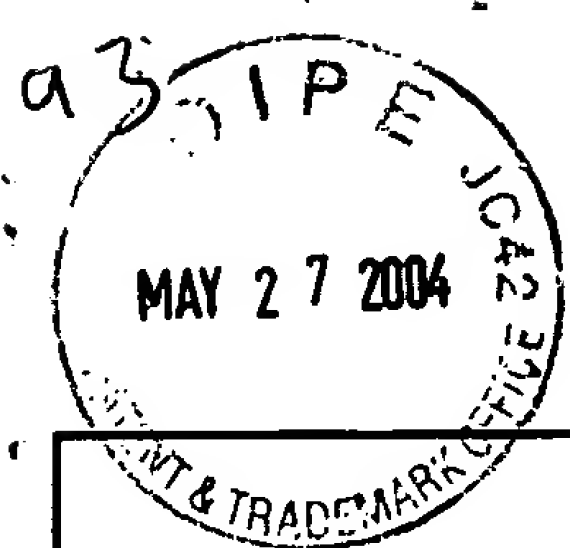
Sungho Hong

(Typed or printed name of person mailing papers(s) and/or fee)

  
(Signature of person mailing paper(s) and/or fee)

Correspondence Address:

MORGAN & FINNEGAN, L.L.P.  
345 Park Avenue  
New York, NY 10154-0053  
(212) 758-4800 Telephone  
(212) 751-6849 Facsimile



5-28-04

\$ RCE 2873

27123  
↑CUSTOMER NUMBER↑

**REQUEST  
FOR  
CONTINUED EXAMINATION (RCE)  
TRANSMITTAL**

Subsection (b) of 35 U.S.C. §132, effective on May 29, 2000,  
provides for continued examination of an utility or plant application  
filed on or after June 8, 1995.  
See The American Inventors Protection Act of 1999 (AIPA)

Application No.	09/841,282
Filing Date	April 24, 2001
First Named Inventor	Noritaka Mochizuki
Group Art Unit	2873
Examiner Name	Timothy J. Thompson
Atty Docket No.	1232-4709

This is a Request for Continued Examination (RCE) under 37 C.F.R. §1.114 of the above-identified application.

*NOTE: 37 C.F.R. §1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. §1.53(d) (PTO/SB/29) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice, Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.*

1. **Submission under 37 C.F.R. §1.114**

- a. ☐ Previously submitted
- i. ☐ Consider the amendment(s)/reply under 37 C.F.R. §1.116 previously filed on \_\_\_\_\_.  
(Any unentered amendment(s) referred to above will be entered).
- ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_.  
iii. ☐ Other:
- b. Enclosed
- i. ☒ Amendment/Reply
- ii. ☐ Affidavit(s)/Declaration(s)
- iii. ☐ Information Disclosure Statement (IDS)
- iv. Other:

2. **Miscellaneous**

- a. ☒ Suspension of action on the above-identified application is requested under 37 C.F.R. §1.103(c) for a period of one month. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. §1.17(i) required)
- b. Other:

3. **Fees**

The RCE fee under C.F.R. §1.17(e) is required by 37 C.F.R. §1.114 when the RCE is filed

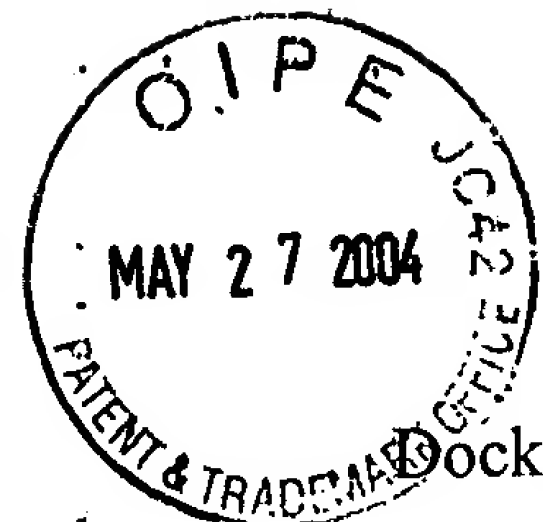
- a. ☐ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 13-4500,
- i. ☐ RCE fee required under 37 C.F.R. §1.17(e)
- ii. ☐ Extension of time fee (37 C.F.R. §§1.136 and 1.17)
- iii. ☐ Other
- b. ☒ Checks in the amount of \$770.00 and \$130.00 are enclosed.
- c. ☒ The Director is hereby authorized to charge any additional fees, or credit any overpayments, to Deposit Account No. 13-4500 Order No. 1232-4709

**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED**

Name (Print/Type)	Sungho Hong	Reg. No. (Atty/Agent)	54,571
Signature		Date	May 27, 2004

06/01/2004 DEMMANU1 00000125 09841282

01 FC:1801 770.00 OP  
02 FC:1460 130.00 OP



Socket No. 1232-4709

**27123**

↑CUSTOMER NUMBER↑

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Group Art 2873

Serial No.: 09/841,282

Examiner: Timothy J. Thompson

Filed: April 24, 2001

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**AMENDMENT FEE TRANSMITTAL**

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Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Transmitted herewith is an Amendment for the above-identified application.

☐ No additional fee is required.

☒ The additional fee has been calculated as shown below:

**CLAIMS AS AMENDED**

	Claims Remaining After Amendment	Highest No. Covered by Previous Payments	Extra	Rate	Additional Fee
Total Claims*	43- 20 =	20	23	\$18.00/ \$9.00	\$ 414.00
Independent Claims	3- 3 =	3	0	\$86.00/ \$43.00	\$ 0.00
Multiple Dependent Claims	(If claims added by amendment include Multiple Dependent Claim(s) and there was no Multiple Dependent Claim(s) in application before amendment add \$290.00 to additional fee (\$145.00 for small entity).				\$ 290.00
TOTAL					\$ 704.00

\*Includes all independent and single dependent claims and all claims referred to in multiple dependent claims. See 37 C.F.R. §1.75(c).

☐ Small entity status is or has been claimed.  
Reduced Fees Under 37 C.F.R. §1.9(f) paid herewith \$\_\_\_\_\_

- ☐ \_\_\_\_\_ Pages Sequence Listing
- ☐ \_\_\_\_\_ Computer disk(s) containing substitute Sequence Listing
- ☐ Statement under 37 C.F.R. §1.825(b) that the computer and paper copies of the substitute Sequence Listing are the same.
- ☐ A check in the amount of \$\_\_\_\_\_ to cover the filing fee is attached.
- ☒ Charge fee to Deposit Account No. 13-4500, Order No. 1232-4709. A DUPLICATE COPY OF THIS SHEET IS ATTACHED.
- ☒ The Commissioner is hereby authorized to charge any additional fees which may be required for filing this amendment, including all fees pursuant to 37 CFR §1.17 for its timely consideration, or credit any overpayment to Deposit Account No. 13-4500, Order No. 1232-4709. A DUPLICATE COPY OF THIS SHEET IS ATTACHED.

Respectfully submitted,  
MORGAN & FINNEGAN, L.L.P.

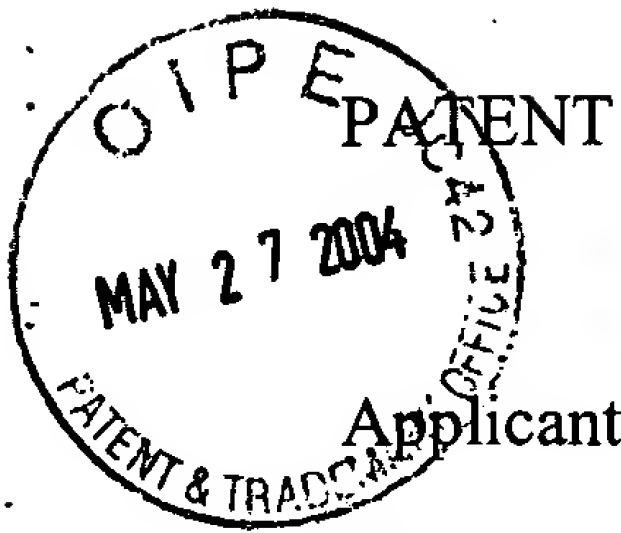
Dated: May 27, 2004

By: \_\_\_\_\_

  
Sungho Hong  
Registration No. 54,571

Correspondence Address:

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COMMISSIONER FOR PATENTS  
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ALEXANDRIA, VA 22313-1450

**PRELIMINARY AMENDMENT**

Sir:

A Notice of Allowance and Fee(s) Due, with an accompanying Notice of Allowability, was issued in this case on February 27, 2004. Applicant has not paid the issue fee, and has concurrently filed a Request for Continued Examination ("RCE") under 37 C.F.R. §1.114. This Amendment is being filed pursuant to 37 C.F.R. §1.114.

**Amendments to the Claims** are reflected in the listing of claims which begins on page 2 of this paper; and

**Remarks/Arguments** begin on page 7 of this paper.

06/01/2004 DEMMANU1 00000126 134500 09841282

01 FC:1202 414.00 DA  
02 FC:1203 290.00 DA